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| APPLICATION NO.                    | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|------------------------------------|-------------|----------------------|---------------------|------------------|
| 08/487,355                         | 06/07/1995  | SHAWN O'LIN BARNEY   | 7872-027            | 7611             |
| 20583 7590 09/22/2008<br>JONES DAY |             | 98                   | EXAMINER            |                  |
| 222 EAST 41ST                      |             |                      | STUCKER, JEFFREY J  |                  |
| NEW YORK, NY 10017                 |             |                      | ART UNIT            | PAPER NUMBER     |
|                                    |             |                      | 1648                |                  |
|                                    |             |                      |                     |                  |
|                                    |             |                      | MAIL DATE           | DELIVERY MODE    |
|                                    |             |                      | 09/22/2008          | PAPER            |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

|  | Application No.               | Applicant(s)  |  |  |  |  |
|--|-------------------------------|---------------|--|--|--|--|
| Boomanas to Bulo 242 Communication   | 08/487,355                    | BARNEY ET AL. |  |  |  |  |
| Response to Rule 312 Communication   | Examiner                      | Art Unit      |  |  |  |  |
|  | JEFFREY STUCKER               | 1649          |  |  |  |  |
| The MAILING DATE of this communication appears on the cover sheet with the correspondence address –  |                               |               |  |  |  |  |
| 1. ☐ The amendment filed on under 37 CFR 1.312 ha  | as been considered, and has b | een:          |  |  |  |  |
| a) 🔲 entered.  |                               |               |  |  |  |  |
| b)  entered as directed to matters of form not affecting the scope of the invention.   |                               |               |  |  |  |  |
| c) disapproved because the amendment was filed after the payment of the issue fee.  Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.   |                               |               |  |  |  |  |
| d) disapproved. See explanation below.   |                               |               |  |  |  |  |
| e) 🛛 entered in part. See explanation below.   |                               |               |  |  |  |  |
| <ul> <li>The amendments to the specification are acceptable as they are directed to correcting minor errors or adding sequence identifiers, etc.</li> <li>The amendments to the figures are entered with the following exceptions:</li> <li>Fig 52A: "an extra G omitted" is changing the sequence from the original filed sequence and is considered to be new matter</li> <li>Fig 52B: "adding T" is changing the sequence from the original filed sequence and is considered to be new matter</li> <li>The amendments to the claims are entered with the following exceptions:</li> <li>Claims 17, 20, and 42-54: the alterations of the sequences are not supported by the original filed sequence listing and are considered to be new matter.</li> <li>Claim 17: the amendment to the last two lines changes the scope of the claim and would require new search and consideration.</li> <li>Claims 56-58 are new claims which change the scope of the allowed claims and would require new search and consideration.</li> </ul> |                               |               |  |  |  |  |
|  |                               |               |  |  |  |  |
| /Jeffrey Stucker/<br>Supervisory Patent Examiner, Art Unit 1649  |                               |               |  |  |  |  |